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# Case:12-01973-MCF13 Doc#:1 Filed:03/16/12 Entered:03/16/12 13:30:10 Desc: Main \_\_ Document\_ Page 1 of 34

<b>United States Ban</b>	kruptcy Court
District of P	uerto Rico

IN	RE:		Case No		
HE	RNANDEZ FIGUEROA, GILBERTO & SAN	NTOS ROBLES, EVELYN	Chapter <b>13</b>		
	Debto	or(s)	-		
	DISCLOSURE OF	F COMPENSATION OF ATTORN	EY FOR DEBTOR		
1.	Pursuant to 11 U.S.C. § 329(a) and Bankruptcy Rule one year before the filing of the petition in bankruptco of or in connection with the bankruptcy case is as follows:	y, or agreed to be paid to me, for services rendered			
	For legal services, I have agreed to accept			\$	3,000.00
	Prior to the filing of this statement I have received			\$	300.00
	Balance Due			\$	2,700.00
2.	The source of the compensation paid to me was:	Debtor Other (specify):			
3.	The source of compensation to be paid to me is:	Debtor Other (specify):			
4.	I have not agreed to share the above-disclosed co	ompensation with any other person unless they are m	embers and associates of my	law firm.	
	I have agreed to share the above-disclosed comp together with a list of the names of the people sh	ensation with a person or persons who are not memaring in the compensation, is attached.	bers or associates of my law	firm. A copy o	of the agreement,
5.	In return for the above-disclosed fee, I have agreed to	render legal service for all aspects of the bankruptcy	case, including:		
	<ul><li>b. Preparation and filing of any petition, schedules,</li><li>c. Representation of the debtor at the meeting of cr</li></ul>	endering advice to the debtor in determining whethe statement of affairs and plan which may be required editors and confirmation hearing, and any adjourned	l;	су;	
	<ul><li>d. Representation of the debtor in adversary proceed</li><li>e. [Other provisions as needed]</li></ul>	dings and other contested bankruptey matters;			
6.	By agreement with the debtor(s), the above disclosed <b>FILING FEES \$281.00</b>	fee does not include the following services:			
	certify that the foregoing is a complete statement of any proceeding.	CERTIFICATION y agreement or arrangement for payment to me for re	epresentation of the debtor(s)	in this bankruj	ptcy
-	March 16, 2012	/s/ Luis J Cuevas Fontan			
	Date	Luis J Cuevas Fontan 226806 Luis J. Cuevas-Fontan PO Box 195143 San Juan, PR 00919-5143 (787) 767-9174 Fax: (787) 767-9178 Ijcuevasesq@yahoo.com			

#### UNITED STATES BANKRUPTCY COURT

# NOTICE TO CONSUMER DEBTOR(S) UNDER §342(b) OF THE BANKRUPTCY CODE

In accordance with § 342(b) of the Bankruptcy Code, this notice to individuals with primarily consumer debts: (1) Describes briefly the services available from credit counseling services; (2) Describes briefly the purposes, benefits and costs of the four types of bankruptcy proceedings you may commence; and (3) Informs you about bankruptcy crimes and notifies you that the Attorney General may examine all information you supply in connection with a bankruptcy case.

You are cautioned that bankruptcy law is complicated and not easily described. Thus, you may wish to seek the advice of an attorney to learn of your rights and responsibilities should you decide to file a petition. Court employees cannot give you legal advice.

Notices from the bankruptcy court are sent to the mailing address you list on your bankruptcy petition. In order to ensure that you receive information about events concerning your case, Bankruptcy Rule 4002 requires that you notify the court of any changes in your address. If you are filing a joint case (a single bankruptcy case for two individuals married to each other), and each spouse lists the same mailing address on the bankruptcy petition, you and your spouse will generally receive a single copy of each notice mailed from the bankruptcy court in a jointly-addressed envelope, unless you file a statement with the court requesting that each spouse receive a separate copy of all notices.

#### 1. Services Available from Credit Counseling Agencies

With limited exceptions, § 109(h) of the Bankruptcy Code requires that all individual debtors who file for bankruptcy relief on or after October 17, 2005, receive a briefing that outlines the available opportunities for credit counseling and provides assistance in performing a budget analysis. The briefing must be given within 180 days <u>before</u> the bankruptcy filing. The briefing may be provided individually or in a group (including briefings conducted by telephone or on the Internet) and must be provided by a nonprofit budget and credit counseling agency approved by the United States trustee or bankruptcy administrator. The clerk of the bankruptcy court has a list that you may consult of the approved budget and credit counseling agencies. Each debtor in a joint case must complete the briefing.

In addition, after filing a bankruptcy case, an individual debtor generally must complete a financial management instructional course before he or she can receive a discharge. The clerk also has a list of approved financial management instructional courses. Each debtor in a joint case must complete the course.

#### 2. The Four Chapters of the Bankruptcy Code Available to Individual Consumer Debtors

#### Chapter 7: Liquidation (\$245 filing fee, \$46 administrative fee, \$15 trustee surcharge: Total fee \$306)

Chapter 7 is designed for debtors in financial difficulty who do not have the ability to pay their existing debts. Debtors whose debts are primarily consumer debts are subject to a "means test" designed to determine whether the case should be permitted to proceed under chapter 7. If your income is greater than the median income for your state of residence and family size, in some cases, the United States trustee (or bankruptcy administrator), the trustee, or creditors have the right to file a motion requesting that the court dismiss your case under § 707(b) of the Code. It is up to the court to decide whether the case should be dismissed.

Under chapter 7, you may claim certain of your property as exempt under governing law. A trustee may have the right to take possession of and sell the remaining property that is not exempt and use the sale proceeds to pay your creditors.

The purpose of filing a chapter 7 case is to obtain a discharge of your existing debts. If, however, you are found to have committed certain kinds of improper conduct described in the Bankruptcy Code, the court may deny your

Page 2

discharge and, if it does, the purpose for which you filed the bankruptcy petition will be defeated.

Even if you receive a general discharge, some particular debts are not discharged under the law. Therefore, you may still be responsible for most taxes and student loans; debts incurred to pay nondischargeable taxes; domestic support and property settlement obligations; most fines, penalties, forfeitures, and criminal restitution obligations; certain debts which are not properly listed in your bankruptcy papers; and debts for death or personal injury caused by operating a motor vehicle, vessel, or aircraft while intoxicated from alcohol or drugs. Also, if a creditor can prove that a debt arose from fraud, breach of fiduciary duty, or theft, or from a willful and malicious injury, the bankruptcy court may determine that the debt is not discharged.

# <u>Chapter 13</u>: Repayment of All or Part of the Debts of an Individual with Regular Income (\$235 filing fee, \$46 administrative fee: Total fee \$281)

Chapter 13 is designed for individuals with regular income who would like to pay all or part of their debts in installments over a period of time. You are only eligible for chapter 13 if your debts do not exceed certain dollar amounts set forth in the Bankruptcy Code.

Under chapter 13, you must file with the court a plan to repay your creditors all or part of the money that you owe them, using your future earnings. The period allowed by the court to repay your debts may be three years or five years, depending upon your income and other factors. The court must approve your plan before it can take effect.

After completing the payments under your plan, your debts are generally discharged except for domestic support obligations; most student loans; certain taxes; most criminal fines and restitution obligations; certain debts which are not properly listed in your bankruptcy papers; certain debts for acts that caused death or personal injury; and certain long term secured obligations.

#### Chapter 11: Reorganization (\$1000 filing fee, \$46 administrative fee: Total fee \$1046)

Chapter 11 is designed for the reorganization of a business but is also available to consumer debtors. Its provisions are quite complicated, and any decision by an individual to file a chapter 11 petition should be reviewed with an attorney.

#### Chapter 12: Family Farmer or Fisherman (\$200 filing fee, \$46 administrative fee: Total fee \$246)

Chapter 12 is designed to permit family farmers and fishermen to repay their debts over a period of time from future earnings and is similar to chapter 13. The eligibility requirements are restrictive, limiting its use to those whose income arises primarily from a family-owned farm or commercial fishing operation.

#### 3. Bankruptcy Crimes and Availability of Bankruptcy Papers to Law Enforcement Officials

A person who knowingly and fraudulently conceals assets or makes a false oath or statement under penalty of perjury, either orally or in writing, in connection with a bankruptcy case is subject to a fine, imprisonment, or both. All information supplied by a debtor in connection with a bankruptcy case is subject to examination by the Attorney General acting through the Office of the United States Trustee, the Office of the United States Attorney, and other components and employees of the Department of Justice.

**WARNING:** Section 521(a)(1) of the Bankruptcy Code requires that you promptly file detailed information regarding your creditors, assets, liabilities, income, expenses and general financial condition. Your bankruptcy case may be dismissed if this information is not filed with the court within the time deadlines set by the Bankruptcy Code, the Bankruptcy Rules, and the local rules of the court. The documents and the deadlines for filing them are listed on Form B200, which is posted at <a href="http://www.uscourts.gov/bkforms/bankruptcy">http://www.uscourts.gov/bkforms/bankruptcy</a> forms.html#procedure.

## B201B (Form 2015) 27-01973-MCF13 Doc#:1 Filed:03/16/12 Entered:03/16/12 13:30:10 Desc: Main

#### Document Page 4 of 34 United States Bankruptcy Court District of Puerto Rico

IN RE:	Case No.
HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, EVELYN	Chapter 13
Debtor(s)	

	E TO CONSUMER DEBTOR(S) E BANKRUPTCY CODE	
Certificate of [Non-Attorney]	Bankruptcy Petition Preparer	
I, the [non-attorney] bankruptcy petition preparer signing the debtor notice, as required by § 342(b) of the Bankruptcy Code.	r's petition, hereby certify that I delivered to the del	otor the attached
Printed Name and title, if any, of Bankruptcy Petition Preparer Address:	Social Security number (If petition preparer is not an i the Social Security number principal, responsible perso the bankruptcy petition pre (Required by 11 U.S.C. § 1	ndividual, state of the officer, on, or partner of parer.)
Signature of Bankruptcy Petition Preparer of officer, principal, responsible responsible social Security number is provided above.	` • •	ŕ
	of the Debtor	
I (We), the debtor(s), affirm that I (we) have received and read the	attached notice, as required by § 342(b) of the Bank	ruptcy Code.
HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, EV Printed Name(s) of Debtor(s)	X /s/ GILBERTO HERNANDEZ FIGUEROA	3/16/2012
Printed Name(s) of Debtor(s)	Signature of Debtor	Date
Case No. (if known)	X /s/ EVELYN SANTOS ROBLES	3/16/2012
	Signature of Joint Debtor (if any)	Date

Instructions: Attach a copy of Form B 201A, Notice to Consumer Debtor(s) Under § 342(b) of the Bankruptcy Code.

Use this form to certify that the debtor has received the notice required by 11 U.S.C. § 342(b) **only** if the certification has **NOT** been made on the Voluntary Petition, Official Form B1. Exhibit B on page 2 of Form B1 contains a certification by the debtor's attorney that the attorney has given the notice to the debtor. The Declarations made by debtors and bankruptcy petition preparers on page 3 of Form B1 also include this certification.

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Case:12-01973-MCF13 Doc#:1 Filed:03/16/12 Entered:03/16/12 13:30:10 Desc: Main B1 (Official Form 1) (12/11) Document Page 5 of 34

United States Bankruptcy Court District of Puerto Rico Volu						untary Petition		
Name of Debtor (if individual, enter Last, First, Mid HERNANDEZ FIGUEROA, GILBERTO	ldle):		Name of Jo			se) (Last, First, <b>VELYN</b>	Middle):	
All Other Names used by the Debtor in the last 8 year (include married, maiden, and trade names):  GILBERTO HERNANDEZ	ars			arried, m	aiden, ar	e Joint Debtor in trade names)		years
Last four digits of Soc. Sec. or Individual-Taxpayer I.D. (ITI (if more than one, state all): 1090		mplete EIN	Last four d	-		or Individual-Ta	axpayer I.I	D. (ITIN) /Complete EIN
Street Address of Debtor (No. & Street, City, State of URB MONTE VERDE CALLE ALVENIA MANATI, PR				NTE V		or (No. & Stree	-	nte & Zip Code): -18
ZIPCODE <b>0067</b>		0674	WIANATI	, FK			[:	ZIPCODE <b>00674</b>
County of Residence or of the Principal Place of Bus <b>Manati</b>	siness:		County of 1	County of Residence or of the Principal Place of Business:				ness:
Mailing Address of Debtor (if different from street a URB MONTE VERDE BUZON 118 CALLE MONTE ALVENIA	address)	URI		Mailing Address of Joint Debtor (if different from street address):  URB MONTE VERDE BUZON 118  CALLE MONTE ALVENIA			et address):	
MANATI, PR	ZIPCODE 00	0674	MANATI,	PR			2	ZIPCODE <b>00674</b>
Location of Principal Assets of Business Debtor (if o	different from s	treet address	above):				_	
					1			ZIPCODE
Type of Debtor (Form of Organization) (Check one box.)  ✓ Individual (includes Joint Debtors) See Exhibit D on page 2 of this form.  ☐ Corporation (includes LLC and LLP) ☐ Partnership ☐ Other (If debtor is not one of the above entities, check this box and state type of entity below.)  Chapter 15 Debtor Country of debtor's center of main interests:  Each country in which a foreign proceeding by, regarding, or against debtor is pending:  Filing Fee (Check one box)  ✓ Full Filing Fee attached	Single A U.S.C. : Railroad Stockbr Commo Clearing Other  Debtor i Title 26	§ 101(51B) l oker dity Broker g Bank  Tax-Exen Check box, i s a tax-exem of the United Revenue Cod Check on	ne box.) s tate as defined i  npt Entity f applicable.) pt organization of States Code (the box:	under ne	Chap	the Petition apter 7 apter 9 apter 11 apter 12 apter 13  bts are primarily sts, defined in 1 01(8) as "incurrividual primarily sonal, family, or d purpose."	n is Filed ( Chap Recc Main Chap Recc Non:  Nature of (Check one y consume: 1 U.S.C. red by an y for a r house-	e box.) r
□ Debtor is a small business debtor as defined in 11 U.S.C. § 101(51D). □ Piling Fee to be paid in installments (Applicable to individuals only). Must attach signed application for the court's consideration certifying that the debtor is unable to pay fee except in installments. Rule 1006(b). See Official Form 3A. □ Filing Fee waiver requested (Applicable to chapter 7 individuals only). Must attach signed application for the court's consideration. See Official Form 3B. □ Check all applicable boxes: □ A plan is being filed with this petition □ Acceptances of the plan were solicited prepetition from one or more class accordance with 11 U.S.C. § 1126(b).				o insiders or affiliates) are less years thereafter).				
Statistical/Administrative Information  ✓ Debtor estimates that funds will be available for  ☐ Debtor estimates that, after any exempt property distribution to unsecured creditors.				id, there v	will be n	o funds availabl	le for	THIS SPACE IS FOR COURT USE ONLY
Estimated Number of Creditors  1-49 50-99 100-199 200-999 1,0 5,0		01-		25,001- 50,000		50,001- 100,000	Over 100,000	
		,000,001	\$50,000,001 to \$100 million	\$100,00 to \$500		\$500,000,001 to \$1 billion	More than	
Estimated Liabilities  So to \$50,001 to \$100,001 to \$500,001 to \$1,500,000 \$1,000,000 \$1		-	\$50,000,001 to			\$500,000,001 to \$1 billion	More than	1

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Noluntary Petition (This page must be completed and filed in every case)  All Prior Bankruptcy Case Filed Within Last Location	Page 6 of 34 Name of Debtor(s): HERNANDEZ FIGUEROA, GILBERT	J
Location		O & SANTOS ROBLES, EVELYN
	at 8 Years (If more than two, attac	ch additional sheet)
Where Filed: SAN JUAN, PUERTO RICO	Case Number: <b>96-02083</b>	Date Filed: 03/21/1996
Location Where Filed: <b>N/A</b>	Case Number:	Date Filed:
Pending Bankruptcy Case Filed by any Spouse, Partner or	Affiliate of this Debtor (If mo	re than one, attach additional sheet)
Name of Debtor: None	Case Number:	Date Filed:
District:	Relationship:	Judge:
Exhibit A  (To be completed if debtor is required to file periodic reports (e.g., forms 10K and 10Q) with the Securities and Exchange Commission pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 and is requesting relief under chapter 11.)  Exhibit A is attached and made a part of this petition.	(To be completed whose debts are properties of the petitioner of that I have informed the petition chapter 7, 11, 12, or 13 of the explained the relief available under the complete of the co	if debtor is an individual rimarily consumer debts.) named in the foregoing petition, declare ner that [he or she] may proceed under the 11, United States Code, and have der each such chapter. I further certify notice required by 11 U.S.C. § 342(b).
	X /s/ Luis J Cuevas Fontage Signature of Attorney for Debtor(s)	n 3/16/12  Date
(To be completed by every individual debtor. If a joint petition is filed, e  ✓ Exhibit D completed and signed by the debtor is attached and ma  If this is a joint petition:	ade a part of this petition.	ch a separate Exhibit D.)
Exhibit D also completed and signed by the joint debtor is attach	ed a made a part of this petition.	
	O days than in any other District.  partner, or partnership pending in lace of business or principal assets but is a defendant in an action or pr	this District. in the United States in this District, occeeding [in a federal or state court]
Certification by a Debtor Who Resid		Property
(Check all app  Landlord has a judgment against the debtor for possession of debtor		omplete the following.)
(Name of landlord th	at obtained judgment)	
(Address o	of landlord)	
☐ Debtor claims that under applicable nonbankruptcy law, there are the entire monetary default that gave rise to the judgment for pos		
<ul> <li>Debtor has included in this petition the deposit with the court of filing of the petition.</li> <li>Debtor certifies that he/she has served the Landlord with this cer</li> </ul>	•	uring the 30-day period after the
or has no principal place of business or assets in the United States in this District, or the interests of the parties will be served in reg  Certification by a Debtor Who Resid (Check all app Landlord has a judgment against the debtor for possession of det  (Name of landlord the	but is a defendant in an action or prograd to the relief sought in this Dist  es as a Tenant of Residential I  blicable boxes.)  otor's residence. (If box checked, countered at obtained judgment)	oceeding [in a federal or state court] rict.  Property

Case:12-01973-MCF13 Doc#:1 Filed:03/16/12 Entered:03/16/12 13:30:10 Desc: Main (Official Form 1) (12/11) Document Page 7 of 34

**Voluntary Petition** 

(This page must be completed and filed in every case)

Name of Debtor(s):

HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, E

#### **Signatures**

#### Signature(s) of Debtor(s) (Individual/Joint)

I declare under penalty of perjury that the information provided in this petition is true and correct.

[If petitioner is an individual whose debts are primarily consumer debts and has chosen to file under Chapter 7] I am aware that I may proceed under chapter 7, 11, 12 or 13 of title 11, United States Code, understand the relief available under each such chapter, and choose to proceed under chapter 7.

[If no attorney represents me and no bankruptcy petition preparer signs the petition] I have obtained and read the notice required by 11 U.S.C. § 342(b).

I request relief in accordance with the chapter of title 11, United States Code, specified in this petition.

X /s/ GILBERTO HERNANDEZ FIGUEROA

Signature of Debtor

GILBERTO HERNANDEZ FIGUEROA

\(\s\) EVELYN SANTOS ROBLES

Signature of Joint Debtor

**EVELYN SANTOS ROBLES** 

Telephone Number (If not represented by attorney)

March 16, 2012

Date

#### Signature of Attorney\*

#### X /s/ Luis J Cuevas Fontan

Signature of Attorney for Debtor(s)

Luis J Cuevas Fontan 226806 Luis J. Cuevas-Fontan PO Box 195143 San Juan, PR 00919-5143 (787) 767-9174 Fax: (787) 767-9178 Ijcuevasesq@yahoo.com

#### March 16, 2012

Date

\*In a case in which § 707(b)(4)(D) applies, this signature also constitutes a certification that the attorney has no knowledge after an inquiry that the information in the schedules is incorrect.

#### Signature of Debtor (Corporation/Partnership)

I declare under penalty of perjury that the information provided in this petition is true and correct, and that I have been authorized to file this petition on behalf of the debtor.

The debtor requests relief in accordance with the chapter of title 11, United States Code, specified in this petition.

Signature of Authorized Individual	
Printed Name of Authorized Individual	
Title of Authorized Individual	

#### Signature of a Foreign Representative

I declare under penalty of perjury that the information provided in this petition is true and correct, that I am the foreign representative of a debtor in a foreign proceeding, and that I am authorized to file this petition.

(Check only one box.)

- ☐ I request relief in accordance with chapter 15 of title 11, United States Code. Certified copies of the documents required by 11 U.S.C. § 1515 are attached.
- ☐ Pursuant to 11 U.S.C. § 1511, I request relief in accordance with the chapter of title 11 specified in this petition. A certified copy of the order granting recognition of the foreign main proceeding is attached.

Signature of F	oreign Representative	
Printed Name	of Foreign Representative	

#### **Signature of Non-Attorney Petition Preparer**

I declare under penalty of perjury that: 1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; 2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h) and 342(b); and 3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required in that section. Official Form 19 is attached.

Printed Name and title, if any, of Bankruptcy Petition Preparer

Social Security Number (If the bankruptcy petition preparer is not an individual, state the Social Security number of the officer, principal, responsible person or partner of the bankruptcy petition preparer.) (Required by 11 U.S.C. § 110.)

Address			

Χ	
	Signature
	n .

Signature of Bankruptcy Petition Preparer or officer, principal, responsible person, or partner whose social security number is provided above.

Names and Social-Security numbers of all other individuals who prepared or assisted in preparing this document unless the bankruptcy petition preparer is not an individual:

If more than one person prepared this document, attach additional sheets conforming to the appropriate official form for each person.

A bankruptcy petition preparer's failure to comply with the provisions of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both 11 U.S.C. § 110; 18 U.S.C. § 156.

B1D (Official Form 1, Exhibit D) (12/09)

Case:12-01973-MCF13 Doc#:1 Filed:03/16/12 Entered:03/16/12 13:30:10 Desc: Main fficial Form 1, Exhibit D) (12/09) Document Page 8 of 34 United States Bankruptcy Court

**District of Puerto Rico** 

IN RE:	Case No
HERNANDEZ FIGUEROA, GILBERTO	Chapter 13
Debtor(s)	•

#### EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE **CREDIT COUNSELING REQUIREMENT**

Warning: You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot

5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor: /s/ GILBERTO HERNANDEZ FIGUEROA

Date: March 16, 2012

B1D (Official Form 1, Exhibit D) (12/09)

Case:12-01973-MCF13 Doc#:1 Filed:03/16/12 Entered:03/16/12 13:30:10 Desc: Main

Document Page 9 of 34 United States Bankruptcy Court **District of Puerto Rico** 

IN RE:	Case No
SANTOS ROBLES, EVELYN	Chapter 13
Debtor(s)	

#### EXHIBIT D - INDIVIDUAL DEBTOR'S STATEMENT OF COMPLIANCE CREDIT COUNSELING REQUIREMENT

Warning. You must be able to check truthfully one of the five statements regarding credit counseling listed below. If you cannot

do so, you are not eligible to file a bankruptcy case, and the court can dismiss any case you do file. If that happens, you will lose whatever filing fee you paid, and your creditors will be able to resume collection activities against you. If your case is dismissed and you file another bankruptcy case later, you may be required to pay a second filing fee and you may have to take extra steps to stop creditors' collection activities.
Every individual debtor must file this Exhibit D. If a joint petition is filed, each spouse must complete and file a separate Exhibit D. Check one of the five statements below and attach any documents as directed.
1. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, and I have a certificate from the agency describing the services provided to me. Attach a copy of the certificate and a copy of any debt repayment plan developed through the agency.
2. Within the 180 days <b>before the filing of my bankruptcy case</b> , I received a briefing from a credit counseling agency approved by the United States trustee or bankruptcy administrator that outlined the opportunities for available credit counseling and assisted me in performing a related budget analysis, but I do not have a certificate from the agency describing the services provided to me. You must file a copy of a certificate from the agency describing the services provided to you and a copy of any debt repayment plan developed through the agency no later than 14 days after your bankruptcy case is filed.
□ 3. I certify that I requested credit counseling services from an approved agency but was unable to obtain the services during the seven days from the time I made my request, and the following exigent circumstances merit a temporary waiver of the credit counseling requirement so I can file my bankruptcy case now. [Summarize exigent circumstances here.]
If your certification is satisfactory to the court, you must still obtain the credit counseling briefing within the first 30 days after you file your bankruptcy petition and promptly file a certificate from the agency that provided the counseling, together with a copy of any debt management plan developed through the agency. Failure to fulfill these requirements may result in dismissal of your case. Any extension of the 30-day deadline can be granted only for cause and is limited to a maximum of 15 days. Your case may also be dismissed if the court is not satisfied with your reasons for filing your bankruptcy case without first receiving a credit counseling briefing.
4. I am not required to receive a credit counseling briefing because of: [Check the applicable statement.] [Must be accompanied by a motion for determination by the court.]
Incapacity. (Defined in 11 U.S.C. § 109(h)(4) as impaired by reason of mental illness or mental deficiency so as to be incapable of realizing and making rational decisions with respect to financial responsibilities.);
<ul> <li>Disability. (Defined in 11 U.S.C. § 109(h)(4) as physically impaired to the extent of being unable, after reasonable effort, to participate in a credit counseling briefing in person, by telephone, or through the Internet.);</li> <li>Active military duty in a military combat zone.</li> </ul>
5. The United States trustee or bankruptcy administrator has determined that the credit counseling requirement of 11 U.S.C. § 109(h) does not apply in this district.

I certify under penalty of perjury that the information provided above is true and correct.

Signature of Debtor:	/s/ EVELYN SANTOS ROBLES
•	

Date: March 16, 2012

# **District of Puerto Rico**

IN RE:	Case No
HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, EVELYN	Chapter 13
Debtor(s)	•

#### SUMMARY OF SCHEDULES

Indicate as to each schedule whether that schedule is attached and state the number of pages in each. Report the totals from Schedules A, B, D, E, F, I, and J in the boxes provided. Add the amounts from Schedules A and B to determine the total amount of the debtor's assets. Add the amounts of all claims from Schedules D, E, and F to determine the total amount of the debtor's liabilities. Individual debtors also must complete the "Statistical Summary of Certain Liabilities and Related Data" if they file a case under chapter 7, 11, or 13.

NAME OF SCHEDULE	ATTACHED (YES/NO)	NUMBER OF SHEETS	ASSETS	LIABILITIES	OTHER
A - Real Property	Yes	1	\$ 100,000.00		
B - Personal Property	Yes	3	\$ 33,794.00		
C - Property Claimed as Exempt	Yes	1			
D - Creditors Holding Secured Claims	Yes	1		\$ 78,187.69	
E - Creditors Holding Unsecured Priority Claims (Total of Claims on Schedule E)	Yes	2		\$ 3,036.00	
F - Creditors Holding Unsecured Nonpriority Claims	Yes	3		\$ 25,029.72	
G - Executory Contracts and Unexpired Leases	Yes	1			
H - Codebtors	Yes	1			
I - Current Income of Individual Debtor(s)	Yes	1			\$ 3,768.36
J - Current Expenditures of Individual Debtor(s)	Yes	2			\$ 3,618.36
	TOTAL	16	\$ 133,794.00	\$ 106,253.41	

### Form 6 Case:12-01973-M/CF13 Doc#:1 Filed:03/16/12 Entered:03/16/12 13:30:10 Desc: Main

#### Document Page 11 of 34 United States Bankruptcy Court District of Puerto Rico

IN RE:	Case No.
HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, EVELYN	Chapter 13
Debtor(s)	•

#### STATISTICAL SUMMARY OF CERTAIN LIABILITIES AND RELATED DATA (28 U.S.C. § 159)

If you are an individual debtor whose debts are primarily consumer debts, as defined in § 101(8) of the Bankruptcy Code (11 U.S.C. § 101(8)), filing a case under chapter 7, 11 or 13, you must report all information requested below.

Check this box if you are an individual debtor whose debts are NOT primarily consumer debts. You are not required to report any information here.

This information is for statistical purposes only under 28 U.S.C. § 159.

Summarize the following types of liabilities, as reported in the Schedules, and total them.

Type of Liability	Amount
Domestic Support Obligations (from Schedule E)	\$ 0.00
Taxes and Certain Other Debts Owed to Governmental Units (from Schedule E)	\$ 3,036.00
Claims for Death or Personal Injury While Debtor Was Intoxicated (from Schedule E) (whether disputed or undisputed)	\$ 0.00
Student Loan Obligations (from Schedule F)	\$ 0.00
Domestic Support, Separation Agreement, and Divorce Decree Obligations Not Reported on Schedule E	\$ 0.00
Obligations to Pension or Profit-Sharing, and Other Similar Obligations (from Schedule F)	\$ 0.00
TOTAL	\$ 3,036.00

#### State the following:

Average Income (from Schedule I, Line 16)	\$ 3,768.36
Average Expenses (from Schedule J, Line 18)	\$ 3,618.36
Current Monthly Income (from Form 22A Line 12; <b>OR</b> , Form 22B Line 11; <b>OR</b> , Form 22C	
Line 20)	\$ 4,033.18

#### **State the following:**

1. Total from Schedule D, "UNSECURED PORTION, IF ANY" column		\$ 0.00
2. Total from Schedule E, "AMOUNT ENTITLED TO PRIORITY" column.	\$ 3,036.00	
3. Total from Schedule E, "AMOUNT NOT ENTITLED TO PRIORITY, IF ANY" column		\$ 0.00
4. Total from Schedule F		\$ 25,029.72
5. Total of non-priority unsecured debt (sum of 1, 3, and 4)		\$ 25,029.72

B6A (Official Form 8A) (1207)3-MCF13	Doc#:1	Filed:03/16/12	Entered:03/16/12 13:30:10	Desc: Mair
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IN RE HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, EVELYN

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Case No.

Debtor(s)

**SCHEDULE A - REAL PROPERTY** 

(If known)

Except as directed below, list all real property in which the debtor has any legal, equitable, or future interest, including all property owned as a cotenant, community property, or in which the debtor has a life estate. Include any property in which the debtor holds rights and powers exercisable for the debtor's own benefit. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor holds no interest in real property, write "None" under "Description and Location of Property."

Do not include interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If an entity claims to have a lien or hold a secured interest in any property, state the amount of the secured claim. See Schedule D. If no entity claims to hold a secured interest in the property, write "None" in the column labeled "Amount of Secured Claim."

If the debtor is an individual or if a joint petition is filed, state the amount of any exemption claimed in the property only in Schedule C - Property Claimed as Exempt.

DESCRIPTION AND LOCATION OF PROPERTY	NATURE OF DEBTOR'S INTEREST IN PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION	AMOUNT OF SECURED CLAIM
HOUSE LOCATED AT URB MONTE VERDE CALLE ALVENIA A- 18, MANATI, PR 00674. CONCRETE HOUSE WITH (3) BEDROOMS, (2) BATHROOMS, LIVING ROOM, DINING ROOM, KITCHEN, TERRACE AND GARAGE	100% OWNER	J	100,000.00	72,187.69
*BPPR MORTGAGE				

TOTAL

100,000.00

B6B (Official Form 6B) (12/17)3-MCF13 Doc#:1 Filed:03/16/12 Entered:03/16/12 13:30:10 Desc: Main Document Page 13 of 34

IN RE HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, EVELYN

Case No.

Debtor(s)

(If known)

#### **SCHEDULE B - PERSONAL PROPERTY**

Except as directed below, list all personal property of the debtor of whatever kind. If the debtor has no property in one or more of the categories, place an "x" in the appropriate position in the column labeled "None." If additional space is needed in any category, attach a separate sheet properly identified with the case name, case number, and the number of the category. If the debtor is married, state whether the husband, wife, both, or the marital community own the property by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the debtor is an individual or a joint petition is filed, state the amount of any exemptions claimed only in Schedule C - Property Claimed as Exempt.

Do not list interests in executory contracts and unexpired leases on this schedule. List them in Schedule G - Executory Contracts and Unexpired Leases.

If the property is being held for the debtor by someone else, state that person's name and address under "Description and Location of Property." If the property is being held for a minor child, simply state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

	TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
1.	Cash on hand.	Х			
2.	Checking, savings or other financial accounts, certificates of deposit or shares in banks, savings and loan, thrift, building and loan, and homestead associations, or credit unions, brokerage houses, or cooperatives.		BPPR CHECKING ACCT # 351014289	J	300.00
3.	Security deposits with public utilities, telephone companies, landlords, and others.	X			
4.	Household goods and furnishings, include audio, video, and computer equipment.		FURNITURE	J	6,500.00
5.	Books, pictures and other art objects, antiques, stamp, coin, record, tape, compact disc, and other collections or collectibles.	X			
6.	Wearing apparel.		CLOTHING	J	700.00
7.	Furs and jewelry.		JEWELRY	J	200.00
8.	Firearms and sports, photographic, and other hobby equipment.	X			
9.	Interest in insurance policies. Name insurance company of each policy and itemize surrender or refund value of each.	X			
10.	Annuities. Itemize and name each issue.	X			
11.	Interests in an education IRA as defined in 26 U.S.C. § 530(b)(1) or under a qualified State tuition plan as defined in 26 U.S.C. § 529(b)(1). Give particulars. (File separately the record(s) of any such interest(s). 11 U.S.C. § 521(c).)	X			
12.	Interests in IRA, ERISA, Keogh, or other pension or profit sharing plans. Give particulars.	Х			
13.	Stock and interests in incorporated and unincorporated businesses. Itemize.	X			
14.	Interests in partnerships or joint ventures. Itemize.	X			

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IN RE HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, EVELYN

Debtor(s)

\_ Case No. \_

(If known)

# SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

					7
	TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
15.	Government and corporate bonds and other negotiable and non-negotiable instruments.	Х			
16.	Accounts receivable.	Х			
17.	Alimony, maintenance, support, and property settlements in which the debtor is or may be entitled. Give particulars.	X			
18.	Other liquidated debts owed to debtor including tax refunds. Give particulars.	X			
19.	Equitable or future interest, life estates, and rights or powers exercisable for the benefit of the debtor other than those listed in Schedule A - Real Property.	X			
20.	Contingent and noncontingent interests in estate of a decedent, death benefit plan, life insurance policy, or trust.	Х			
21.	Other contingent and unliquidated claims of every nature, including tax refunds, counterclaims of the debtor, and rights to setoff claims. Give estimated value of each.	X			
22.	Patents, copyrights, and other intellectual property. Give particulars.	Х			
23.	Licenses, franchises, and other general intangibles. Give particulars.	X			
24.	Customer lists or other compilations containing personally identifiable information (as defined in 11 U.S.C. § 101(41A)) provided to the debtor by individuals in connection with obtaining a product or service from the debtor primarily for personal, family, or household purposes.	X			
25.	Automobiles, trucks, trailers, and		1992 FORD E-350	J	2,769.00
	other vehicles and accessories.		1994 FORD ECONOLINE VAN E-250	J	2,096.00
			1999 TOYOTA CAMRY	J	5,411.00
			2001 MITSUBISHI MIRAGE	J	4,027.00
			2007 MAZDA 5 (BELONGS TO ALEX WICHY NEVAREZ WITH TEL # 787-642-5294) (THE VEHICLE IS LOCATED AT URB SANTA ANA CALLE 8 L-24, VEGA ALTA, PR)	J	11,791.00
	Boats, motors, and accessories.	X			
	Aircraft and accessories.	X			
	Office equipment, furnishings, and supplies.	X			
	Machinery, fixtures, equipment, and supplies used in business.	x			
30.	Inventory.	^			

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Debtor(s)

Case No.

(If known)

# SCHEDULE B - PERSONAL PROPERTY (Continuation Sheet)

TYPE OF PROPERTY	N O N E	DESCRIPTION AND LOCATION OF PROPERTY	HUSBAND, WIFE, JOINT, OR COMMUNITY	CURRENT VALUE OF DEBTOR'S INTEREST IN PROPERTY WITHOUT DEDUCTING ANY SECURED CLAIM OR EXEMPTION
<ul> <li>31. Animals.</li> <li>32. Crops - growing or harvested. Give particulars.</li> <li>33. Farming equipment and implements.</li> <li>34. Farm supplies, chemicals, and feed.</li> <li>35. Other personal property of any kind not already listed. Itemize.</li> </ul>	X X X X X X			
		TO	ΓAL	33,794.00

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IN RE HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, EVELYN

Debtor(s)

Case No.

(If known)

#### SCHEDULE C - PROPERTY CLAIMED AS EXEMPT

Debtor elects the exemptions to which debtor is entitle	d under:
(Check one box)	

Check if debtor claims a homestead exemption that exceeds \$146,450. \*

11 U.S.C. § 522(b)(2) 11 U.S.C. § 522(b)(3)

SPECIFY LAW PROVIDING EACH EXEMPTION	VALUE OF CLAIMED EXEMPTION	CURRENT VALUE OF PROPERTY WITHOUT DEDUCTING EXEMPTIONS
11 USC § 522(d)(1)	27,812.31	100,000.00
11 USC § 522(d)(5)	300.00	300.00
11 USC § 522(d)(3)	6,500.00	6,500.00
11 USC § 522(d)(3)	700.00	700.00
11 USC § 522(d)(4)	200.00	200.00
11 USC § 522(d)(5)	2,769.00	2,769.00
11 USC § 522(d)(5)	2,096.00	2,096.00
11 USC § 522(d)(2) 11 USC § 522(d)(5)	3,450.00 1,961.00	5,411.00
11 USC § 522(d)(2) 11 USC § 522(d)(5)	3,450.00 577.00	4,027.00
11 USC § 522(d)(5)	5,791.00	11,791.00
	11 USC § 522(d)(1)  11 USC § 522(d)(5)  11 USC § 522(d)(3)  11 USC § 522(d)(3)  11 USC § 522(d)(4)  11 USC § 522(d)(5)  11 USC § 522(d)(5)  11 USC § 522(d)(2)  11 USC § 522(d)(5)	11 USC § 522(d)(5)  11 USC § 522(d)(5)  11 USC § 522(d)(3)  11 USC § 522(d)(3)  11 USC § 522(d)(3)  11 USC § 522(d)(4)  11 USC § 522(d)(5)  11 USC § 522(d)(5)

IN RE HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, EVELYN

Debtor(s)

Case No.

(If known)

#### SCHEDULE D - CREDITORS HOLDING SECURED CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number of all entities holding claims secured by property of the debtor as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. List creditors holding all types of secured interests such as judgment liens, garnishments, statutory liens, mortgages, deeds of trust, and other security interests.

List creditors in alphabetical order to the extent practicable. If a minor child is the creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). If all secured creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H – Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Total the columns labeled "Amount of Claim Without Deducting Value of Collateral" and "Unsecured Portion, if Any" in the boxes labeled "Total(s)" on the last sheet of the completed schedule. Report the total from the column labeled "Amount of Claim Without Deducting Value of Collateral" also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report the total from the column labeled "Unsecured Portion, if Any" on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding secured claims to report on this Schedule D.

CREDITOR'S NAME AND MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED, NATURE OF LIEN, AND DESCRIPTION AND VALUE OF PROPERTY SUBJECT TO LIEN	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM WITHOUT DEDUCTING VALUE OF COLLATERAL	UNSECURED PORTION, IF ANY
ACCOUNT NO. 071010014862885		J	MORTGAGE	T			72,187.69	
BPPR PO BOX 362708 SAN JUAN, PR 00936-2708			VALUE \$ 100,000.00					
ACCOUNT NO. <b>508-629413</b>	$\vdash$	J	AUTO LOAN	┝	$\vdash$		6,000.00	
RELIABLE PO BOX 21382 SAN JUAN, PR 00928-1382			VALUE \$ 11,791.00				0,000.00	
ACCOUNT NO.			VALUE \$					
ACCOUNT NO.			VALUE \$					
0 continuation sheets attached			(Total of th		otota		\$ 78,187.69	\$
			(Use only on la		Tota	e)	\$ <b>78,187.69</b> (Report also on	\$ (If applicable, report

(Report also Summary of Schedules.)

(If applicable, report also on Statistical Summary of Certain Liabilities and Related Data.)

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IN RE HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, EVELYN

Debtor(s)

Case No.

(If known)

#### SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS

A complete list of claims entitled to priority, listed separately by type of priority, is to be set forth on the sheets provided. Only holders of unsecured claims entitled to priority should be listed in this schedule. In the boxes provided on the attached sheets, state the name, mailing address, including zip code, and last four digits of the account number, if any, of all entities holding priority claims against the debtor or the property of the debtor, as of the date of the filing of the petition. Use a separate continuation sheet for each type of priority and label each with the type of priority.

The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H-Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community." If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of claims listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all claims listed on this Schedule E in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules.

Report the total of amounts entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Report the total of amounts not entitled to priority listed on each sheet in the box labeled "Subtotals" on each sheet. Report the total of all amounts not entitled to priority listed on this Schedule E in the box labeled "Totals" on the last sheet of the completed schedule. Individual debtors with primarily consumer debts report this total also on the Statistical Summary of Certain Liabilities and Related Data. © 1993-2011 EZ-Filing, Inc. [1-800-998-2424] - Forms Software Only Check this box if debtor has no creditors holding unsecured priority claims to report on this Schedule E. TYPES OF PRIORITY CLAIMS (Check the appropriate box(es) below if claims in that category are listed on the attached sheets) Domestic Support Obligations Claims for domestic support that are owed to or recoverable by a spouse, former spouse, or child of the debtor, or the parent, legal guardian, or responsible relative of such a child, or a governmental unit to whom such a domestic support claim has been assigned to the extent provided in 11 U.S.C. § 507(a)(1). **Extensions of credit in an involuntary case** Claims arising in the ordinary course of the debtor's business or financial affairs after the commencement of the case but before the earlier of the appointment of a trustee or the order for relief. 11 U.S.C. § 507(a)(3). Wages, salaries, and commissions Wages, salaries, and commissions, including vacation, severance, and sick leave pay owing to employees and commissions owing to qualifying independent sales representatives up to \$11,725\* per person earned within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(4). Contributions to employee benefit plans Money owed to employee benefit plans for services rendered within 180 days immediately preceding the filing of the original petition, or the cessation of business, whichever occurred first, to the extent provided in 11 U.S.C. § 507(a)(5). Certain farmers and fishermen Claims of certain farmers and fishermen, up to \$5,775\* per farmer or fisherman, against the debtor, as provided in 11 U.S.C. § 507(a)(6). **Deposits by individuals** Claims of individuals up to \$2,600\* for deposits for the purchase, lease, or rental of property or services for personal, family, or household use, that were not delivered or provided. 11 U.S.C. § 507(a)(7). **▼** Taxes and Certain Other Debts Owed to Governmental Units Taxes, customs duties, and penalties owing to federal, state, and local governmental units as set forth in 11 U.S.C. § 507(a)(8). Commitments to Maintain the Capital of an Insured Depository Institution Claims based on commitments to the FDIC, RTC, Director of the Office of Thrift Supervision, Comptroller of the Currency, or Board of Governors of the Federal Reserve System, or their predecessors or successors, to maintain the capital of an insured depository institution. 11 U.S.C. § 507 (a)(9). Claims for Death or Personal Injury While Debtor Was Intoxicated Claims for death or personal injury resulting from the operation of a motor vehicle or vessel while the debtor was intoxicated from using alcohol, a drug, or another substance. 11 U.S.C. § 507(a)(10).

\* Amounts are subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment.

1 continuation sheets attached

IN RE HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, EVELYN

\_ Case No. \_

Debtor(s)

(If known)

# SCHEDULE E - CREDITORS HOLDING UNSECURED PRIORITY CLAIMS (Continuation Sheet)

#### **Taxes and Other Certain Debts Owed to Governmental Units**

(Type of Priority for Claims Listed on This Sheet)

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE AND ACCOUNT NUMBER. (See Instructions above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM	AMOUNT ENTITLED TO PRIORITY	AMOUNT NOT ENTITLED TO PRIORITY, IF ANY
ACCOUNT NO. XXX-XX-1090	T	J	2011 SOCIAL SECURITY TAX	T					
INTERNAL REVENUE SERVICE PO BOX 7346 PHILADELPHIA, PA 19101-7346							3,036.00	3,036.00	
ACCOUNT NO.				Γ					
ACCOUNT NO.									
ACCOUNT NO.									
ACCOUNT NO.				T					
ACCOUNT NO.				T					
Sheet no. 1 of 1 continuation sheet	ts at	ached	to (T-+ 1 Cd	Sub			\$ 3,036.00	\$ 3,036.00	¢
Schedule of Creditors Holding Unsecured Priorit	y Cl	aıms	(Totals of th		oag Tot		\$ 3,036.00	\$ 3,U30.UU	<b>\$</b>
(Use only on last page of the com	plet	ed Scl	nedule E. Report also on the Summary of Sch	nedu	ıles	s.)	\$ 3,036.00		
П	se o	nlv on	last page of the completed Schedule E. If app		Tot				
(U	C	y 011	ast page of the completed schedule E. If appeal Summers of Cortain Liabilities and Paleta	A IC	Note:	٠,		\$ 3.036.00	¢.

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IN RE HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, EVELYN

Debtor(s)

Case No.

(If known)

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS

State the name, mailing address, including zip code, and last four digits of any account number, of all entities holding unsecured claims without priority against the debtor or the property of the debtor, as of the date of filing of the petition. The complete account number of any account the debtor has with the creditor is useful to the trustee and the creditor and may be provided if the debtor chooses to do so. If a minor child is a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m). Do not include claims listed in Schedules D and E. If all creditors will not fit on this page, use the continuation sheet provided.

If any entity other than a spouse in a joint case may be jointly liable on a claim, place an "X" in the column labeled "Codebtor," include the entity on the appropriate schedule of creditors, and complete Schedule H - Codebtors. If a joint petition is filed, state whether the husband, wife, both of them, or the marital community may be liable on each claim by placing an "H," "W," "J," or "C" in the column labeled "Husband, Wife, Joint, or Community."

If the claim is contingent, place an "X" in the column labeled "Contingent." If the claim is unliquidated, place an "X" in the column labeled "Unliquidated." If the claim is disputed, place an "X" in the column labeled "Disputed." (You may need to place an "X" in more than one of these three columns.)

Report the total of all claims listed on this schedule in the box labeled "Total" on the last sheet of the completed schedule. Report this total also on the Summary of Schedules and, if the debtor is an individual with primarily consumer debts, report this total also on the Statistical Summary of Certain Liabilities and Related Data.

Check this box if debtor has no creditors holding unsecured nonpriority claims to report on this Schedule F.

CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. <b>4549-5463-6996-3386</b>		J	2006 CREDIT CARD				
BPPR PO BOX 71375 SAN JUAN, PR 00936-7077							2,035.00
ACCOUNT NO. <b>3778-105476-56949</b>		J	2006 CREDIT CARD	Н			
BPPR PO BOX 71375 SAN JUAN, PR 00936-7077							985.00
ACCOUNT NO. <b>308260</b>		J	2007 LINE OF CREDIT	П			
CARICO INTERNATIONAL PO BOX 100187 FT LAUDERDALE, FL 33310							463.66
ACCOUNT NO. <b>6011-3193-4031-6460</b>	t	J	JANUARY 2012 CREDIT CARD	H			
DISCOVER-WALMART GE CAPITAL RETAIL BANK PO BOX 103104 ROSWELL, GA 30076							1 200 00
				Sub	tota		1,200.00
<b>2</b> continuation sheets attached			(Total of th				\$ 4,683.66
			(Use only on last page of the completed Schedule F. Report the Summary of Schedules and, if applicable, on the St Summary of Certain Liabilities and Relate	als atis	tica	n al	\$

IN RE HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, EVELYN

Debtor(s)

Case No.

(If known)

#### SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

		(	Continuation Sheet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 5438-9170-2647-9671		J	2008 CREDIT CARD			Ħ	
FIA CARD SERVICES PO BOX 15019 WILMINGTON, DE 19886-5019							2,545.28
ACCOUNT NO. <b>5490415053244762</b>		J	2004 CREDIT CARD			H	,
FIA CARD SERVICES PO BOX 15019 WILMINGTON, DE 19886-5019							478.62
ACCOUNT NO. <b>6035320320822560</b>		J	2010 CREDIT CARD	$\vdash$		H	470.02
HOME DEPOT PO BOX 182676 COLUMBUS, OH 43218-2676							3,400.00
ACCOUNT NO. 64422190581		J	2010 CREDIT CARD			H	0,400.00
JC PENNEY GE CAPITAL RETAIL BANK PO BOX 103104 ROSWELL, GA 30076							2,044.00
ACCOUNT NO. <b>5203-3610-0434-5252</b>		J	FEBRUARY 2012			H	2,044.00
RADIO SHACK PO BOX 183015 COLUMBUS, OH 43218-3015							000.00
ACCOUNT NO. <b>6019191206353644</b>		J	FEB 2011 CREDIT CARD	$\vdash$		H	900.00
ROOMS TO GO GE CAPITAL RETAIL BANK PO BOX 103104 ROSWELL, GA 30076			TED 2011 GREEN GARD				
							3,137.49
ACCOUNT NO. 7714260298497321  SAMS GE CAPITAL RETAIL BANK PO BOX 103104 ROSWELL, GA 30076		J	FEB 2012 CREDIT CARD				991.58
Sheet no1 of2 continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total of the	Sub iis p		- 1	\$ 13,496.97
			(Use only on last page of the completed Schedule F. Repor the Summary of Schedules, and if applicable, on the S Summary of Certain Liabilities and Relate	t als tatis	tica	n al	\$

Document Page 22 of 34 IN RE HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, EVELYN

Debtor(s)

\_\_\_\_\_ Case No.

(If known)

# SCHEDULE F - CREDITORS HOLDING UNSECURED NONPRIORITY CLAIMS (Continuation Sheet)

			Continuation Sheet)				
CREDITOR'S NAME, MAILING ADDRESS INCLUDING ZIP CODE, AND ACCOUNT NUMBER. (See Instructions Above.)	CODEBTOR	HUSBAND, WIFE, JOINT, OR COMMUNITY	DATE CLAIM WAS INCURRED AND CONSIDERATION FOR CLAIM. IF CLAIM IS SUBJECT TO SETOFF, SO STATE	CONTINGENT	UNLIQUIDATED	DISPUTED	AMOUNT OF CLAIM
ACCOUNT NO. 5049941059702883		J	2009 CREDIT CARD	$\top$		П	
SEARS PO BOX 183081 COLUMBUS, OH 43218-3081	-						2,000.00
ACCOUNT NO. 5049941370780469		J	2006 CREDIT CARD	$\top$			
SEARS PO BOX 183081 COLUMBUS, OH 43218-3081	-						1,200.00
ACCOUNT NO. <b>5049940350168554</b>		J	JANUARY 2012	+		Н	
SEARS PO BOX 183081 COLUMBUS, OH 43218-3081							500.00
ACCOUNT NO. <b>6045851100104793</b>		J	2010 CREDIT CARD	T			
TJ MAX GE CAPITAL RETAIL BANK PO BOX 103104 ROSWELL, GA 30076	-						809.09
ACCOUNT NO. <b>6032203003582282</b>		J	2009 CREDIT CARD	$\top$			
WALMART GE CAPITAL RETAIL BANK PO BOX 103104 ROSWELL, GA 30076	-						2,340.00
ACCOUNT NO.							
ACCOUNT NO.				$\uparrow$			
Sheet no. 2 of 2 continuation sheets attached to Schedule of Creditors Holding Unsecured Nonpriority Claims			(Total of t	Sub nis p			\$ 6,849.09
			(Use only on last page of the completed Schedule F. Report the Summary of Schedules, and if applicable, on the Summary of Certain Liabilities and Related	t als Statis	tic	n al	\$ 25,029.72

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IN RE HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, EVELYN

Debtor(s)

Case No.

(If known)

#### SCHEDULE G - EXECUTORY CONTRACTS AND UNEXPIRED LEASES

Describe all executory contracts of any nature and all unexpired leases of real or personal property. Include any timeshare interests. State nature of debtor's interest in contract, i.e., "Purchaser," "Agent," etc. State whether debtor is the lessor or lessee of a lease. Provide the names and complete mailing addresses of all other parties to each lease or contract described. If a minor child is a party to one of the leases or contracts, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

✓ Check this box if debtor has no executory contracts or unexpired leases.

NAME AND MAILING ADDRESS, INCLUDING ZIP CODE OF OTHER PARTIES TO LEASE OR CONTRACT	DESCRIPTION OF CONTRACT OR LEASE AND NATURE OF DEBTOR'S INTEREST. STATE WHETHER LEASE IS FOR NONRESIDENTIAL REAL PROPERTY. STATE CONTRACT NUMBER OF ANY GOVERNMENT CONTRACT.

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IN RE HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, EVELYN

Case No.

(If known)

Debtor(s)

**SCHEDULE H - CODEBTORS** 

Provide the information requested concerning any person or entity, other than a spouse in a joint case, that is also liable on any debts listed by the debtor in the schedules of creditors. Include all guarantors and co-signers. If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within the eight-year period immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state, commonwealth, or territory. Include all names used by the nondebtor spouse during the eight years immediately preceding the commencement of this case. If a minor child is a codebtor or a creditor, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Check this box if debtor has no codebtors.

NAME AND ADDRESS OF CODEBTOR	NAME AND ADDRESS OF CREDITOR

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IN RE HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, EVELYN

Debtor's Marital Status

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Debtor(s)

Case No.

DEPENDENTS OF DEBTOR AND SPOUSE

(If known)

#### SCHEDULE I - CURRENT INCOME OF INDIVIDUAL DEBTOR(S)

The column labeled "Spouse" must be completed in all cases filed by joint debtors and by every married debtor, whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. Do not state the name of any minor child. The average monthly income calculated on this form may differ from the current monthly income calculated on From 22A, 22B, or 22C.

Married	RELATIONSHIP(S): SON DAUGHTER			AGE(S): 18 16	
EMPLOYMENT:	DEBTOR		SPOUSE		
Occupation Name of Employer How long employed Address of Employer	INDEPENDENT CARRIER MULTIPAK POSTAL SERVICE TURABO INDUSTRIAL 2 years and 6 months GURABO, PR				
<ol> <li>Current monthly g</li> <li>Estimated monthly</li> </ol>	e of average or projected monthly income at time case filed) gross wages, salary, and commissions (prorate if not paid monthly) y overtime	\$ \$	DEBTOR <b>4,052.00</b>	\$ \$	SPOUSE
<ul><li>3. SUBTOTAL</li><li>4. LESS PAYROLL     <ul><li>a. Payroll taxes an</li><li>b. Insurance</li><li>c. Union dues</li></ul></li></ul>		\$ \$ \$ \$	4,052.00 283.64		0.00
	PAYROLL DEDUCTIONS	\$ \$ \$	283.64		0.00
7. Regular income fr 8. Income from real 9. Interest and divide		\$ \$	3,768.36	\$ \$ \$ \$	0.00
that of dependents li 11. Social Security of	sted above or other government assistance	\$ \$ \$		\$ \$ \$	
13. Other monthly in (Specify)		\$ \$ \$ \$		\$ \$ \$	
	F LINES 7 THROUGH 13 ONTHLY INCOME (Add amounts shown on lines 6 and 14)	\$ \$	3,768.36	\$ \$	0.00
	<b>VERAGE MONTHLY INCOME</b> : (Combine column totals from line ebtor repeat total reported on line 15)	(Report	\$t also on Summary of Sch		applicable, on

17. Describe any increase or decrease in income reasonably anticipated to occur within the year following the filing of this document: **None** 

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Debtor(s)

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(If known)

3,618.36

#### SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

Complete this schedule by estimating the average or projected monthly expenses of the debtor and the debtor's family at time case filed. Prorate a quarterly, semi-annually, or annually to show monthly rate. The average monthly expenses calculated on this form may differ from the dedu on Form22A or 22C.		
Check this box if a joint petition is filed and debtor's spouse maintains a separate household. Complete a expenditures labeled "Spouse."	a separate	schedule of
1. Rent or home mortgage payment (include lot rented for mobile home)	\$	506.00
a. Are real estate taxes included? Yes No _	Ψ	
b. Is property insurance included? Yes No		
2. Utilities:		
a. Electricity and heating fuel	\$	180.00
b. Water and sewer	\$	30.00
c. Telephone	\$	41.00
d. Other CELL PHONE	\$	85.00
CABLE TV	\$	55.00
3. Home maintenance (repairs and upkeep)	\$	
4. Food	\$	531.36
5. Clothing	\$	50.00
6. Laundry and dry cleaning	\$	20.00
7. Medical and dental expenses	\$	15.00
8. Transportation (not including car payments)	\$	1,475.00
9. Recreation, clubs and entertainment, newspapers, magazines, etc.	\$	
10. Charitable contributions	\$	
11. Insurance (not deducted from wages or included in home mortgage payments)	ď	70.00
a. Homeowner's or renter's b. Life		70.00
c. Health		
d. Auto		
e. Other	φ	
c. Oulci	\$	
12. Taxes (not deducted from wages or included in home mortgage payments)	— <sup> </sup>	
(Specify)	\$	
(openy)	- \$	
13. Installment payments: (in chapter 11, 12 and 13 cases, do not list payments to be included in the plan)		
a. Auto	\$	
b. Other	\$	
	_ <u>\$</u>	
14. Alimony, maintenance, and support paid to others	_ \$	
15. Payments for support of additional dependents not living at your home	\$	
16. Regular expenses from operation of business, profession, or farm (attach detailed statement)	\$	
17. Other See Schedule Attached	\$	560.00
	\$	
	\$	
18. AVERAGE MONTHLY EXPENSES (Total lines 1-17. Report also on Summary of Schedules and, if		

19. Describe any increase or decrease in expenditures anticipated to occur within the year following the filing of this document: None

#### 20. STATEMENT OF MONTHLY NET INCOME

applicable, on the Statistical Summary of Certain Liabilities and Related Data.

a. Average monthly income from Line 15 of Schedule I	\$ 3,768.36
b. Average monthly expenses from Line 18 above	\$ 3,618.36
c. Monthly net income (a. minus b.)	\$ 150.00

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Debtor(s)

\_\_ Case No. \_

SCHEDULE J - CURRENT EXPENDITURES OF INDIVIDUAL DEBTOR(S)

**Continuation Sheet - Page 1 of 1** 

Other Expenses (DEBTOR)	
TOLL	80.00
LAND SCAPING	15.00
HOME OWNER MAINTENANCE FEE	15.00
LUNCHES AT WORK	130.00
GROOMING	30.00
CAR MAINTENANCE	290.00

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IN RE HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, EVELYN

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Debtor(s)

Case No.

(If known)

(Print or type name of individual signing on behalf of debtor)

#### DECLARATION CONCERNING DEBTOR'S SCHEDULES

#### DECLARATION UNDER PENALTY OF PERJURY BY INDIVIDUAL DEBTOR

I declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of **18** sheets, and that they are true and correct to the best of my knowledge, information, and belief. Date: March 16, 2012 Signature: /s/ GILBERTO HERNANDEZ FIGUEROA Debtor **GILBERTO HERNANDEZ FIGUEROA** Date: March 16, 2012 Signature: /s/ EVELYN SANTOS ROBLES (Joint Debtor, if any) **EVELYN SANTOS ROBLES** [If joint case, both spouses must sign.] DECLARATION AND SIGNATURE OF NON-ATTORNEY BANKRUPTCY PETITION PREPARER (See 11 U.S.C. § 110) I declare under penalty of perjury that: (1) I am a bankruptcy petition preparer as defined in 11 U.S.C. § 110; (2) I prepared this document for compensation and have provided the debtor with a copy of this document and the notices and information required under 11 U.S.C. §§ 110(b), 110(h), and 342 (b); and, (3) if rules or guidelines have been promulgated pursuant to 11 U.S.C. § 110(h) setting a maximum fee for services chargeable by bankruptcy petition preparers, I have given the debtor notice of the maximum amount before preparing any document for filing for a debtor or accepting any fee from the debtor, as required by that section. Printed or Typed Name and Title, if any, of Bankruptcy Petition Preparer Social Security No. (Required by 11 U.S.C. § 110.) If the bankruptcy petition preparer is not an individual, state the name, title (if any), address, and social security number of the officer, principal, responsible person, or partner who signs the document. Address Signature of Bankruptcy Petition Preparer Date Names and Social Security numbers of all other individuals who prepared or assisted in preparing this document, unless the bankruptcy petition preparer is not an individual: If more than one person prepared this document, attach additional signed sheets conforming to the appropriate Official Form for each person. A bankruptcy petition preparer's failure to comply with the provision of title 11 and the Federal Rules of Bankruptcy Procedure may result in fines or imprisonment or both. 11 U.S.C. § 110; 18 U.S.C. § 156. DECLARATION UNDER PENALTY OF PERJURY ON BEHALF OF CORPORATION OR PARTNERSHIP I, the (the president or other officer or an authorized agent of the corporation or a member or an authorized agent of the partnership) of the (corporation or partnership) named as debtor in this case, declare under penalty of perjury that I have read the foregoing summary and schedules, consisting of \_\_\_\_\_ sheets (total shown on summary page plus 1), and that they are true and correct to the best of my knowledge, information, and belief. Signature: Date:

[An individual signing on behalf of a partnership or corporation must indicate position or relationship to debtor.]

## Document Page 29 of 34 United States Bankruntey Court

Desc: Main

United States Bankruptcy Court

District of Puerto Rico

IN RE:	Case No
HERNANDEZ FIGUEROA, GILBERTO & SANTOS ROBLES, EVELYN	Chapter 13
Debtor(s)	

#### STATEMENT OF FINANCIAL AFFAIRS

This statement is to be completed by every debtor. Spouses filing a joint petition may file a single statement on which the information for both spouses is combined. If the case is filed under chapter 12 or chapter 13, a married debtor must furnish information for both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed. An individual debtor engaged in business as a sole proprietor, partner, family farmer, or self-employed professional, should provide the information requested on this statement concerning all such activities as well as the individual's personal affairs. To indicate payments, transfers and the like to minor children, state the child's initials and the name and address of the child's parent or guardian, such as "A.B., a minor child, by John Doe, guardian." Do not disclose the child's name. See, 11 U.S.C. §112 and Fed. R. Bankr. P. 1007(m).

Questions 1 - 18 are to be completed by all debtors. Debtors that are or have been in business, as defined below, also must complete Questions 19 - 25. **If the answer to an applicable question is "None," mark the box labeled "None."** If additional space is needed for the answer to any question, use and attach a separate sheet properly identified with the case name, case number (if known), and the number of the question.

#### **DEFINITIONS**

"In business." A debtor is "in business" for the purpose of this form if the debtor is a corporation or partnership. An individual debtor is "in business" for the purpose of this form if the debtor is or has been, within six years immediately preceding the filing of this bankruptcy case, any of the following: an officer, director, managing executive, or owner of 5 percent or more of the voting or equity securities of a corporation; a partner, other than a limited partner, of a partnership; a sole proprietor or self-employed full-time or part-time. An individual debtor also may be "in business" for the purpose of this form if the debtor engages in a trade, business, or other activity, other than as an employee, to supplement income from the debtor's primary employment.

"Insider." The term "insider" includes but is not limited to: relatives of the debtor; general partners of the debtor and their relatives; corporations of which the debtor is an officer, director, or person in control; officers, directors, and any owner of 5 percent or more of the voting or equity securities of a corporate debtor and their relatives; affiliates of the debtor and insiders of such affiliates; any managing agent of the debtor. 11 U.S.C. § 101.

#### 1. Income from employment or operation of business

State the gross amount of income the debtor has received from employment, trade, or profession, or from operation of the debtor's business, including part-time activities either as an employee or in independent trade or business, from the beginning of this calendar year to the date this case was commenced. State also the gross amounts received during the **two years** immediately preceding this calendar year. (A debtor that maintains, or has maintained, financial records on the basis of a fiscal rather than a calendar year may report fiscal year income. Identify the beginning and ending dates of the debtor's fiscal year.) If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income of both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

AMOUNT SOURCE 10,075.11 2012 INCOME 19,204.00 2011 INCOME

9,934.00 2010 INCOME

8,222.00 2009 INCOME

#### ${\bf 2. \ Income\ other\ than\ from\ employment\ or\ operation\ of\ business}$

None

State the amount of income received by the debtor other than from employment, trade, profession, operation of the debtor's business during the **two years** immediately preceding the commencement of this case. Give particulars. If a joint petition is filed, state income for each spouse separately. (Married debtors filing under chapter 12 or chapter 13 must state income for each spouse whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 3. Payments to creditors

Complete a. or b., as appropriate, and c.

a. Individual or joint debtor(s) with primarily consumer debts: List all payments on loans, installment purchases of goods or services, and other debts to any creditor made within **90 days** immediately preceding the commencement of this case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$600. Indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

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Document Page 30 of 34 None b. Debtor whose debts are not primarily consumer debts: List each payment or other transfer to any creditor made within 90 days immediately preceding the commencement of the case unless the aggregate value of all property that constitutes or is affected by such transfer is less than \$5,850.\* If the debtor is an individual, indicate with an asterisk (\*) any payments that were made to a creditor on account of a domestic support obligation or as part of an alternative repayment schedule under a plan by an approved nonprofit budgeting and credit counseling agency. (Married debtors filing under chapter 12 or chapter 13 must include payments and other transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.) \* Amount subject to adjustment on 4/01/13, and every three years thereafter with respect to cases commenced on or after the date of adjustment. c. All debtors: List all payments made within **one year** immediately preceding the commencement of this case to or for the benefit of creditors who are or were insiders. (Married debtors filing under chapter 12 or chapter 13 must include payments by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.) 4. Suits and administrative proceedings, executions, garnishments and attachments

a. List all suits and administrative proceedings to which the debtor is or was a party within one year immediately preceding the filing of this bankruptcy case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

b. Describe all property that has been attached, garnished or seized under any legal or equitable process within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 5. Repossessions, foreclosures and returns

List all property that has been repossessed by a creditor, sold at a foreclosure sale, transferred through a deed in lieu of foreclosure or returned to the seller, within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 6. Assignments and receiverships

a. Describe any assignment of property for the benefit of creditors made within 120 days immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include any assignment by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and joint petition is not filed.)

b. List all property which has been in the hands of a custodian, receiver, or court-appointed official within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning property of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 7. Gifts

List all gifts or charitable contributions made within one year immediately preceding the commencement of this case except ordinary and usual gifts to family members aggregating less than \$200 in value per individual family member and charitable contributions aggregating less than \$100 per recipient. (Married debtors filing under chapter 12 or chapter 13 must include gifts or contributions by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 8. Losses

None List all losses from fire, theft, other casualty or gambling within one year immediately preceding the commencement of this case or since the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include losses by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 9. Payments related to debt counseling or bankruptcy

None List all payments made or property transferred by or on behalf of the debtor to any persons, including attorneys, for consultation concerning debt consolidation, relief under bankruptcy law or preparation of a petition in bankruptcy within **one year** immediately preceding the commencement of this case.

NAME AND ADDRESS OF PAYEE **LUIS J. CUEVAS FONTAN** PO BOX 195143 SAN JUAN, PR 00919-5143

DATE OF PAYMENT, NAME OF PAYOR IF OTHER THAN DEBTOR AMOUNT OF MONEY OR DESCRIPTION AND VALUE OF PROPERTY **FILING FEES \$281.00 ATTORNEY FEES \$300.00** 

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#### 10. Other transfers

a. List all other property, other than property transferred in the ordinary course of the business or financial affairs of the debtor, transferred either absolutely or as security within **two years** immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include transfers by either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

b. List all property transferred by the debtor within ten years immediately preceding the commencement of this case to a self-settled trust or similar device of which the debtor is a beneficiary.

#### 11. Closed financial accounts

List all financial accounts and instruments held in the name of the debtor or for the benefit of the debtor which were closed, sold, or otherwise transferred within one year immediately preceding the commencement of this case. Include checking, savings, or other financial accounts, certificates of deposit, or other instruments; shares and share accounts held in banks, credit unions, pension funds, cooperatives, associations, brokerage houses and other financial institutions. (Married debtors filing under chapter 12 or chapter 13 must include information concerning accounts or instruments held by or for either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 12. Safe deposit boxes

None List each safe deposit or other box or depository in which the debtor has or had securities, cash, or other valuables within one year immediately preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include boxes or depositories of either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 13. Setoffs

List all setoffs made by any creditor, including a bank, against a debt or deposit of the debtor within 90 days preceding the commencement of this case. (Married debtors filing under chapter 12 or chapter 13 must include information concerning either or both spouses whether or not a joint petition is filed, unless the spouses are separated and a joint petition is not filed.)

#### 14. Property held for another person

List all property owned by another person that the debtor holds or controls.

 $\checkmark$ 

#### 15. Prior address of debtor

If debtor has moved within three years immediately preceding the commencement of this case, list all premises which the debtor occupied during that period and vacated prior to the commencement of this case. If a joint petition is filed, report also any separate address of either spouse.

#### 16. Spouses and Former Spouses

If the debtor resides or resided in a community property state, commonwealth, or territory (including Alaska, Arizona, California, Idaho, Louisiana, Nevada, New Mexico, Puerto Rico, Texas, Washington, or Wisconsin) within eight years immediately preceding the commencement of the case, identify the name of the debtor's spouse and of any former spouse who resides or resided with the debtor in the community property state.

#### 17. Environmental Information

For the purpose of this question, the following definitions apply:

"Environmental Law" means any federal, state, or local statute or regulation regulating pollution, contamination, releases of hazardous or toxic substances, wastes or material into the air, land, soil, surface water, groundwater, or other medium, including, but not limited to, statutes or regulations regulating the cleanup of these substances, wastes or material.

"Site" means any location, facility, or property as defined under any Environmental Law, whether or not presently or formerly owned or operated by the debtor, including, but not limited to, disposal sites.

"Hazardous Material" means anything defined as a hazardous waste, hazardous substance, toxic substance, hazardous material, pollutant, or contaminant or similar term under an Environmental Law.

a. List the name and address of every site for which the debtor has received notice in writing by a governmental unit that it may be liable or potentially liable under or in violation of an Environmental Law. Indicate the governmental unit, the date of the notice, and, if known, the Environmental Law.

b. List the name and address of every site for which the debtor provided notice to a governmental unit of a release of Hazardous Material. Indicate the governmental unit to which the notice was sent and the date of the notice.

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None

c. List all judicial or administrative proceedings, including settlements or orders, under any Environmental Law with respect to which the debtor is or was a party. Indicate the name and address of the governmental unit that is or was a party to the proceeding, and the docket number.

#### 18. Nature, location and name of business

T

a. *If the debtor is an individual*, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was an officer, director, partner, or managing executive of a corporation, partner in a partnership, sole proprietor, or was self-employed in a trade, profession, or other activity either full- or part-time within **six years** immediately preceding the commencement of this case, or in which the debtor owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

If the debtor is a partnership, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities, within **six years** immediately preceding the commencement of this case.

If the debtor is a corporation, list the names, addresses, taxpayer identification numbers, nature of the businesses, and beginning and ending dates of all businesses in which the debtor was a partner or owned 5 percent or more of the voting or equity securities within **six years** immediately preceding the commencement of this case.

None

b. Identify any business listed in response to subdivision a., above, that is "single asset real estate" as defined in 11 U.S.C. § 101.

[If completed by an individual or individual and spouse]

I declare under penalty of perjury that I have read the answers contained in the foregoing statement of financial affairs and any attachments thereto and that they are true and correct.

Date: March 16, 2012	Signature /s/ GILBERTO HERNANDEZ FIGUE of Debtor	ROA GILBERTO HERNANDEZ FIGUEROA
Date: March 16, 2012	Signature /s/EVELYN SANTOS ROBLES	
	of Joint Debtor (if any)	EVELYN SANTOS ROBLES
	<b>0</b> continuation pages attached	

Penalty for making a false statement: Fine of up to \$500,000 or imprisonment for up to 5 years or both. 18 U.S.C. § 152 and 3571.

# Case:12-01973-MCF13 Doc#:1 Filed:03/16/12 Entered:03/16/12 13:30:10 Desc: Main Document Page 33 of 34 United States Bankruptcy Court District of Puerto Rico

IN RE:		Case No	
HERNANDEZ FIGUEROA, GILBERTO	· · · · · · · · · · · · · · · · · · ·	Chapter 13	
	Debtor(s)		
	VERIFICATION OF CREDITOR MATR	IX	
The above named debtor(s) hereby verify(ies) that the attached matrix listing creditors is true to the best of my(our) knowledge.			
•	, ,	<b>3</b> \	
Data: March 4C 2042	Signature /s/CH DEDTO HEDNANDEZ FIGUE	BO4	
Date: March 16, 2012	Signature: /s/ GILBERTO HERNANDEZ FIGUERO		
		Bestor	
Date: March 16, 2012	Signature: /s/ EVELYN SANTOS ROBLES		
	EVELYN SANTOS ROBLES	Joint Debtor, if any	

Case:12-01973-MCF13 Doc#:1 Filed:03/16/12 Entered:03/16/12 13:30:10 Desc: Main

HERNANDEZ FIGUEROA, GILBERTO URB MONTE VERDE BUZON 118 CALLE MONTE ALVENIA MANATI, PR 00674 Document Page 34 of 34 INTERNAL REVENUE SERVICE PO BOX 7346 PHILADELPHIA, PA 19101-7346

SANTOS ROBLES, EVELYN URB MONTE VERDE BUZON 118 CALLE MONTE ALVENIA MANATI, PR 00674

JC PENNEY GE CAPITAL RETAIL BANK PO BOX 103104 ROSWELL, GA 30076

Luis J. Cuevas-Fontan PO Box 195143 San Juan. PR 00919-5143 RADIO SHACK PO BOX 183015 COLUMBUS, OH 43218-3015

BPPR PO BOX 362708 SAN JUAN, PR 00936-2708 RELIABLE PO BOX 21382 SAN JUAN, PR 00928-1382

BPPR PO BOX 71375 SAN JUAN, PR 00936-7077 ROOMS TO GO GE CAPITAL RETAIL BANK PO BOX 103104 ROSWELL, GA 30076

CARICO INTERNATIONAL PO BOX 100187 FT LAUDERDALE, FL 33310 SAMS GE CAPITAL RETAIL BANK PO BOX 103104 ROSWELL, GA 30076

COLON ATIENZA LEGAL & REPOSESSIUON SEARS SERVICES, PSC PO BOX PO BOX 21382 COLUM SAN JUAN, PR 00928

PO BOX 183081 COLUMBUS, OH 43218-3081

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